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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2005-06

(session year)

Senate

(Assembly, Senate or Joint)

Committee on Labor and Election Process Reform...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (June 2012)

Senate

Record of Committee Proceedings

Committee on Labor and Election Process Reform

Assembly Joint Resolution 36

Relating to: requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

By Representatives Stone and Vukmir; cosponsored by Senator Leibham.

December 12, 2005 Referred to Committee on Labor and Election Process Reform.

March 1, 2006 **PUBLIC HEARING HELD**

Present: (4) Senators Reynolds, Lazich, Hansen and Carpenter.

Absent: (1) Senator Kanavas.

Appearances For

- Jeff Stone — Representative, 82nd Assembly District
- Joe Leibham — Senator
- Will Sandstrom, Madison — Fish and Wildlife Unlimited

Appearances Against

- Andrea Kaminski, Madison — League of Women Voters of WI

Appearances for Information Only

- None.

Registrations For

- Leah Vukmir — Representative, 14th Assembly District

Registrations Against

- Shirley Haidinger, Madison — Fair Elections Wisconsin
- Bill Adamski, Madison — Fair Elections Wisconsin
- Paul Malischke, Madison
- Deb Sybell — WEAC

March 1, 2006 **EXECUTIVE SESSION - POLLING**

Moved by Senator Reynolds, seconded by Senator Lazich that **Assembly Joint Resolution 36** be recommended for concurrence.

Ayes: (3) Senators Reynolds, Lazich and Kanavas.

Noes: (2) Senators Hansen and Carpenter.

CONCURRENCE RECOMMENDED, Ayes 3, Noes 2

Patrick Henneger
Committee Clerk

SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Carpenter

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye ✓ Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye ✓ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye _____ Nay ✓

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye ✓ Nay

MOTION

- Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye Nay ✓

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye Nay ✓

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye Nay ✓

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye _____ Nay ✓

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay ✓

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye ✓ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye _____ Nay ✓

← *Changed to Aye per
the Senator's request
3-6-06*

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye _____ Nay ✓

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye ☒ _____ Nay _____

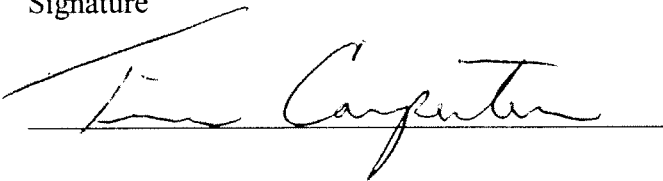
Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye _____ Nay ☒ _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye ☒ _____ Nay _____

Signature

 _____

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Hansen

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye X Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye _____ Nay X

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye _____ Nay X

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye _____ Nay X

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye X Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye _____ Nay X _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay X _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye _____ Nay X _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X _____ Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye X Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye X Nay _____

Signature
Dave Hansen

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Kanavas

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye ✓ Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye ✓ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye ✓ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye ✓ Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye ✓ Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye ✓ Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye ✓ Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye ☒ _____ Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye ☒ _____ Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye ☒ _____ Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye ☒ _____ Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye ☒ _____ Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye ✓ Nay _____


Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye ✓ Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye _____ Nay ✓

Signature

_____

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Lazich

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye X Nay _____

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye X Nay _____

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye X Nay _____

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye X Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye X Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye X Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye X Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye X Nay _____

Signature

Mary Harich

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SENATE COMMITTEE ON LABOR AND ELECTION PROCESS
REFORM

Paper Ballot: Senator Reynolds

Please return your vote via ballot to Senator Reynolds' office (306 South) by 10:00 a.m., Thursday, March 2nd, 2006.

Any questions on the attached amendments can be directed to Russ Whitesel, Legislative Council for the committee. His direct line is 6-0922.

Thank you.

MOTION

Recommend confirmation of **Sue Bauman** of Madison, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2011.

Aye Nay

MOTION

Recommend confirmation of **Kathryn Daley** of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2007.

Aye Nay

MOTION

Recommend concurrence of **Assembly Bill 268** relating to mandatory and permissive subjects of collective bargaining under the Municipal Employment Relations Act.

Aye Nay

MOTION

Recommend concurrence of **Assembly Bill 736** relating to drug and alcohol testing of employees who are required to be paid the prevailing wage rate for work performed on projects of public works, other than state highway projects, and providing a penalty..

Aye Nay

MOTION

Recommend concurrence of **Assembly Bill 857** relating to final offer limits under the Municipal Employment Relations Act.

Aye Nay

MOTION

Recommend concurrence of **Assembly Joint Resolution 36** relating to requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Aye Nay

MOTION

Recommend introduction and adoption of LRB a2564/1 (copy attached) to **Senate Bill 564** relating to the number of ballots authorized to be printed at an election.

Aye Nay

MOTION (Answer both alternatives)

Recommend **Senate Bill 564** for passage as amended (if amendment passes)

Aye X Nay _____

Recommend **Senate Bill 564** for passage (if amendment fails)

Aye _____ Nay _____

MOTION

Recommend adoption of **Senate Amendment 1** (attached) to **Senate Bill 612** relating to administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

Aye X Nay _____

MOTION

Recommend introduction and adoption of LRB a2489/1 (copy attached) to **Senate Bill 612**

Aye X Nay _____

MOTION (Answer all alternatives)

Recommend **Senate Bill 612** for passage as amended (if both SA 1 and LRB a2489 pass)

Aye X Nay _____

Recommend **Senate Bill 612** for passage as amended (if SA 1 passes but LRB a2489 fails)

Aye X Nay _____

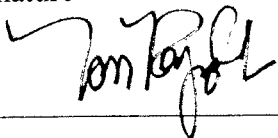
Recommend **Senate Bill 612** for passage as amended (if LRB a2489 passes but SA 1 fails)

Aye X Nay _____

Recommend **Senate Bill 612** for passage (if both SA1 and LRB a2489 fail)

Aye X Nay _____

Signature



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JEFF STONE

STATE REPRESENTATIVE
82ND DISTRICT

February 23, 2006

Senator Tom Reynolds, Chair
Committee on Labor and Election Process Reform
306 South, State Capitol
Madison, WI 53702

Dear Senator Reynolds: *Tom*

My reason for writing is to request your assistance in scheduling for action two of my bills currently in the Committee on Labor and Election Process Reform. Assembly Joint Resolution 36 is awaiting a public hearing and executive action and Assembly Bill 736, which was heard on February 16, is also awaiting a committee vote.

It is my understanding that a second public hearing will be conducted March 1 on AB 736, due to weather-related concerns associated with the hearing held on February 16. I would ask for your consideration in scheduling both AJR 36 and AB 736 for a vote by the committee at that time. The Senate Majority leader is prepared to place AB 736 on the Senate calendar of March 2.

As you know, few days remain in the session for legislative activity to take place. I would appreciate your quick action on these two bills.

Thank you for your thoughtful consideration of my request.

Sincerely,

Jeff Stone
State Representative
82nd Assembly District

JS:mld

CAPITOL OFFICE:
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MADISON, WISCONSIN 53708-8953
(608) 266-8590
TOLL-FREE: (888) 534-0082
FAX: (608) 282-3682
REP.STONE@LEGIS.STATE.WI.US

HOME:
5535 GRANDVIEW DRIVE
GREENDALE, WISCONSIN 53129
(414) 529-5535





League of Women Voters of Wisconsin, Inc.

122 State Street, Madison, WI 53703-2500
Phone 608/256-0827 Fax: 608/256-2853

<http://www.lwvwi.org>
Email: lwvwisconsin@lwvwi.org

February 28, 2006

To: Senate Committee on Labor and Election Process Reform
Re: Assembly Joint Resolution 36

The League of Women Voters of Wisconsin opposes AJR 36 which seeks to make negative, unnecessary and unfair changes to Wisconsin's long and proud history of inclusive and fair elections. Earlier in this session we opposed AB 63 on the grounds that requiring photo identification and eliminating the ability of an elector to utilize corroboration in order to register to vote is unjustified. The League's position is based on our long-standing principle that every citizen should be protected in the right to vote.

The proposed amendment is even more deplorable than AB63, and it leaves much unclear. For example, AJR 36 does not address how it will be applied in the case of absentee voting or early voting. There is no mention of exemptions for those in long-term care. It is silent on the issue of how the program will be funded. Who, or what agency, will pick up the costs? Will voters be charged for the photo identification cards? Would state and federal employees who have photo identification cards or badges for their work be able to use those? How about student IDs issued by the University of Wisconsin, a state institution?

Then there is the issue of introducing this as a constitutional amendment. Merriam Webster's Dictionary of Law defines a constitution as "the basic principles and laws of a nation, state, or social group that determine the powers and duties of the government and guarantee certain rights to the people in it." The proposed requirement of a state or federal-issued photo identification card in order to vote does not fall into the category of basic principles and laws that determine the powers and duties of the government, and it certainly does not guarantee any rights that are not already guaranteed to Wisconsin citizens. In addition, while AJR 36 provides for exemption by the legislature of any class of electors from the ID requirement with the concurrence of two-thirds of the members present, a constitutional amendment is a fairly rigid law which cannot and should not be easily changed.

Some human error in election administration is all but inevitable when there is very high voter turnout, and it occasionally results in the kind of discrepancies that were discovered following the Fall 2004 election. We believe Senate Bill 612, which was drafted by the Legislative Council in a comprehensive, bipartisan effort, provides for positive reforms that improve the election process and protect every citizen's right to vote. With requirements for training of all election officials and other reforms, SB 612 addresses the problems that have led to discrepancies without disenfranchising large groups of citizens.

The proposed constitutional amendment would inhibit voting, with the burden falling most heavily on those people – including the elderly, low-income, minority, homeless, or disabled – for whom it is most inconvenient to take off work, get transportation, stand in line, and apply for the documentation. In addition, AJR 36 will complicate corroboration procedures that currently facilitate voting for individuals who are hospitalized or living in long-term care facilities.

Let us not attempt to change an electoral process which is not broken; instead let us focus on reforms to improve an election system tainted by special interest influences and out-of-control campaign spending. We urge you to vote against this amendment.



Wed., 1 March 2006

Senator Tom Reynolds, Chairman
Senate Committee on Labor Election and Process Reform

Senator Reynolds:

RE: Assembly Joint Resolution 36 (proposed Voter ID constitutional amendment)

My name is Bill Adamski and I am speaking as a representative of Fair Elections Wisconsin, which is a citizens' group dedicated to helping ensure that elections in the State are conducted in a fully transparent, democratic manner that encourages all eligible voters to exercise their most important civic right.

Fair Elections Wisconsin strongly objects to AJR 36 which – if enacted – would make it more difficult to legally vote in Wisconsin. The voter ID requirement runs counter to this State's great tradition of opening up electoral process to as many legal voters as possible. Specifically, Fair Elections Wisconsin objects to AJR 36 for the following reasons:

- Voter ID would make it extremely difficult for hundreds of thousands of eligible Wis voters who don't have an ID that would be approved under such a restrictive measure: These groups include:
 - The Elderly
 - The Poor
- Regardless of whatever "safeguards" are built into a voter ID requirement, it is generally understood that the elderly and poor would have a disproportionately much higher failure rate in securing such a required ID solely for the basis of voting. The rest of the population already has one form or another of the punitively-narrow range of acceptable photo IDs (driver's license, military ID) for the originally-intended purposes.
- Restricting a person's right to vote runs counter to Wisconsin's progressive tradition of having its citizens have the major role in shaping how we are to be governed. That is why we allow people to register to vote on election day with acceptable forms of ID that include many documents, both photo and non-photo.
- A Voter ID constitutional amendment would not solve the issue of felons voting, by far the single largest source of illegal voting in Wis.
- The legislature can resolve the alleged (and time-consuming) problem of felons illegally voting while they are still on probation, parole or extended supervision – by simply allowing these people to vote immediately upon release from prison. Assembly Bill 865 would correctly repeal this punitive disenfranchisement of felons who served their prison time and deserve increased re-integration back into society. Fourteen other states already allow felons to vote while on parole or probation.
- It is possible to produce a fake photo ID that would meet the requirements of a voter ID law.

Over

- After exhaustive reviews of voting records and ballot counts in Milwaukee for the past two presidential elections there have been only a few documented cases of anything resembling voter fraud out of hundreds of thousands of ballots cast.
- Identified problems with voting in Wisconsin (i.e., felons voting, occasional double voting, lack of matches between ballots cast and people having shown up at the polls, long wait lines, too few and insufficiently trained poll workers, etc...) reflect an overburdened, underfunded process that results in poorly-administered, inefficient elections – which actually suppress voter turnout due to the obstacles and difficulties in casting a ballot.
- Assembly Bill 542 / Senate Bill 249 contains many proposed reforms to administering elections in Wisconsin that would greatly help reduce these identified problems. A commitment of considerable additional money is greatly needed to ensure that these enacted reforms can truly become a reality.

Fair Elections Wisconsin strongly supports members on the Committee on Labor Election and Process Reform to vote against AJR 36 for the above-listed reasons.

Sincerely



Bill Adamski – on Behalf of Fair Elections Wisconsin DNR
1610 Rutledge St.
Madison, WI 53704